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Formed in the State of Delaware

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Attorneys for Defendants Genie Industries, Inc. and Terex Corp.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

SAM ARAMANDO and MARYLOU
ARAMANDO,

Plaintiffs,

v.

GENIE INDUSTRIES, INC., TEREX
COMPANY, ABC COMPANIES 1-10
(FICTITIOUS NAMES),

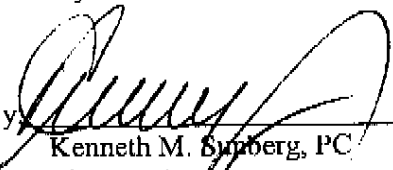
Defendants.

Civil Action No. 2:07-cv-05249

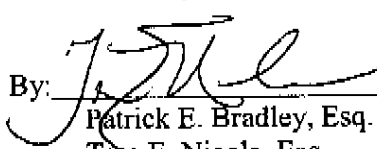
**STIPULATION OF DISMISSAL
WITH PREJUDICE AS TO
TEREX CORPORATION**

IT IS HEREBY STIPULATED AND AGREED that plaintiffs' claims against defendant Terex Corporation are hereby dismissed, with prejudice, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, with each party to bear its own costs and attorney's fees.

Attorney for Plaintiffs

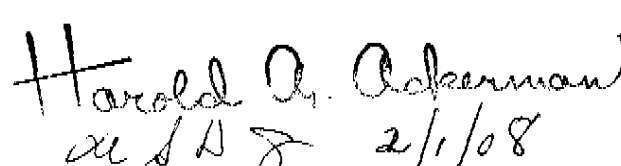
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Dated: January 29, 2008

Dated: January 30, 2008

In Order To: 
HAROLD A. ACKERMAN
2/1/08